

RECEIVED  
CENTRAL FAX CENTER

ARNOLD &amp; PORTER

202.942.5000  
202.942.5999 Fax

DEC 15 2003

555 Twelfth Street, NW  
Washington, DC 20004-1206

Fax Transmittal December 15, 2003			
RECIPIENT NAME(S)	RECIPIENT FAX NUMBER(S)	RECIPIENT TELEPHONE NUMBER(S)	ART UNIT
U.S. Patent and Trademark Office Attn: Examiner James Douglas Schultz	(703) 872-9307	(703) 308-9355	1635
SENDER	SENDER'S TELEPHONE NUMBER	SENDER'S ROOM NUMBER	
Joseph W. Ricigiano	(202) 942-5174	988B	
CLIENT/MATTER NUMBER	TIMEKEEPER NUMBER	NUMBER OF PAGE(S)	
Atty. Docket No. 16491.066	6584	We are transmitting 5 page(s) (including this cover sheet)	
TRANSMISSION DEADLINE (DATE & TIME)		ALTERNATE TELEPHONE NUMBER (OPTIONAL)	
This document must be transmitted no later than: ASAP		Alternate telephone number at which the sender can be reached if there are difficulties with this fax: Vilma Montenegro at (202) 942-6498.	
If you experience difficulty receiving this fax transmission, please contact the operator at 202.942.5837.			
In Re: Patent Application of: Thai D. NGUYEN <i>et al.</i> Appln. No.: 09/227,881 Filed: January 11, 1999 For: <i>Nucleic Acids, Kits and Methods for the Diagnosis, Prognosis and Treatment of Glaucoma and Related Disorders</i>		Attached are the following documents being transmitted via facsimile for appropriate action by the U.S. Patent and Trademark Office (PTO): 1. Transmittal letter (in duplicate); 2. a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and 3. a Petition for a (1) one-month extension of time.	

## PRIVILEGED AND CONFIDENTIAL

Information intended only for the use of the addressee named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, please note that any dissemination, distribution or copying of this communication is strictly prohibited. Anyone who receives this communication in error should notify us immediately by telephone and return the original message to us at the above address via the U.S. Mail.

## ARNOLD &amp; PORTER

202.942.5000  
202.942.5999 Fax555 Twelfth Street, NW  
Washington, DC 20004-1206

December 15, 2003

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Art Unit: 1635  
Examiner: J. Douglas Schultz

Re: U.S. Patent Application No. 09/227,881  
Filed: January 11, 1999  
Title: *Nucleic Acids, Kits and Methods for the Diagnosis, Prognosis and Treatment of Glaucoma and Related Disorders*  
Applicants: Thai D. NGUYEN *et al.*  
Atty. Docket No.: 16491.066

Sir:

Transmitted herewith for appropriate action by the United States Patent and Trademark Office (PTO) are the following documents:

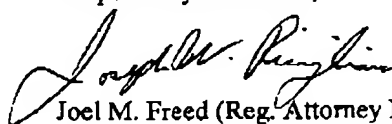
1. a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and
2. a Petition for a (1) one-month extension of time.

Authorization is hereby given to charge \$440, in payment of the statutory fees of \$110 for a one-month extension of time and \$330.00 for filing a Notice of Appeal, to Arnold & Porter Deposit Account No. 50-2387 referencing docket number 16491.066. A duplicate copy of this letter is enclosed.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing docket number 16491.066. A duplicate copy of this letter is enclosed.

Respectfully submitted,

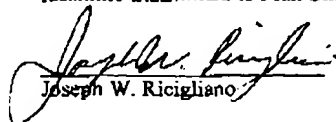


Joel M. Freed (Reg. Attorney No. 25,101)

David R. Marsh (Reg. No. (Reg. Attorney No. 41,408)

Joseph W. Ricigliano (Registered Patent Agent Reg. No. 48,511)

I hereby certify that this transmittal letter and the enumerated attachments are being facsimile transmitted to Mail Stop AF via facsimile number (703) 872-9307.

  
Joseph W. Ricigliano

December 15, 2003  
Date

Attachments

Washington, DC New York Los Angeles Century City Denver London Northern Virginia

RECEIVED  
CENTRAL FAX CENTER

DEC 15 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thai D. Nguyen *et al.*

Appln. No.: 09/227,881

Filed: January 11, 1999

For: *Nucleic Acids, Kits and Methods for the  
Diagnosis, Prognosis and Treatment of  
Glaucoma and Related Disorders*

Group Art Unit: 1635

Examiner: Schultz, James Douglas

Docket No.: 16491.066

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

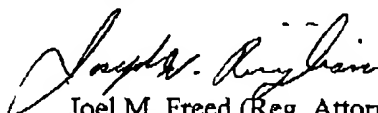
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed August 13, 2003, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fee for this submission is given in the accompanying transmittal letter.

Respectfully submitted,



Joel M. Freed (Reg. Attorney No. 25,101)

David R. Marsh (Reg. Attorney No. 41,408)

Joseph W. Ricigliano (Registered Patent Agent Reg. No. 48,511)

Date: December 15, 2003

ARNOLD &amp; PORTER

555 12<sup>th</sup> Street, N.W.

Washington, D.C. 20004-1206

(202) 942-5000 telephone

(202) 942-5999 facsimile